



3735

JUN 01 2001

| TRANSMITTAL LETTER  |                                   |          | Case No. 6298/308      |
|---|-----------------------------------|----------|------------------------|
| Serial No.<br>09/409,732  | Filing Date<br>September 30, 1999 | Examiner | Group Art Unit<br>3735 |
| Inventor(s)<br>Martin P. Foley et al.   |                                   |          |                        |
| Title of Invention<br>Exhalation Valve For Face Mask With Spacer Chamber Connection |                                   |          |                        |

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Letter (in duplicate); Supplemental Information Disclosure Statement; PTO Form 1449; One Copy of References B1-B2.

- Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- Petition for a \_\_\_\_\_ month extension of time.
- No additional fee is required.
- The fee has been calculated as shown below:

RECEIVED

JUN 05 2001

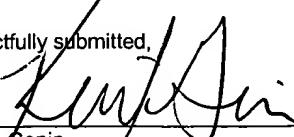
TECHNOLOGY CENTER R3700

|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra |
|---|----------------------------------|-------|---------------------------------|---------------|
| Total                                     |                                  | Minus |                                 |               |
| Indep.                                    |                                  | Minus |                                 |               |
| First Presentation of Multiple Dep. Claim |                                  |       |                                 |               |

| Small Entity    |           | Other Than Small Entity |           |
|-----------------|-----------|-------------------------|-----------|
| Rate            | Add'l Fee | Rate                    | Add'l Fee |
| x \$9=          |           | x \$18=                 |           |
| x 40=           |           | x \$80=                 |           |
| +\$135=         |           | +\$270=                 |           |
| Total add'l fee | \$        | Total add'l fee         | \$        |

- Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Kent E. Genin  
Registration No. 37,834  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents  
Washington, D.C. 20231, on May 30, 2001.

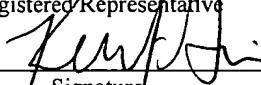
Date: 5/30/2001 Signature: Kent Gen

rev. Dec.-00  
Document 4



**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on May 30, 2001.

Kent E. Genin  
Name of Applicant, Assignee or  
Registered Representative  
  
5/30/2001  
Date of Signature

L. Park  
6-9-01  
#6/IDS  
(Sup.)

**RECEIVED**

JUN 05 2001

TECHNOLOGY CENTER R3700

PATENT  
CASE NO. 6298/308

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Martin P. Foley et al. )  
Serial No. 09/409,792 )  
Filed: September 30, 1999 )  
For: EXHALATION VALVE FOR )  
FACE MASK WITH SPACER )  
CHAMBER CONNECTION )  
Group Art Unit: 3735

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to the obligation under 37 C.F.R. § 1.56 and in conformance with 37 C.F.R. § 1.97-1.99, Applicant hereby submits the following references for consideration by the Examiner. Copies of each of the following have been enclosed along with the form PTO-1449:

**FOREIGN PATENT DOCUMENTS**

**RECEIVED**

| <u>Document No.</u> | <u>Date</u> | <u>Country</u> |                         |
|---------------------|-------------|----------------|-------------------------|
| • 2,092,614         | 03/13/92    | Canada         | JUN 05 2001             |
| • 1,220,111         | 04/07/87    | Canada         | TECHNOLOGY CENTER R3700 |

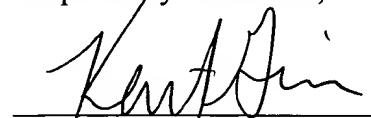
**EXPLANATION OF THE REFERENCES**

As of the day of filing of this information disclosure statement, a first office action on the merits has not been received by the undersigned. Accordingly, no fee for consideration of the information provided with this disclosure statement is included herewith, as permitted by 37 C.F.R. § 1.97(b)(3). However, if an office action on the merits is mailed on a date prior hereto, Applicant hereby requests and authorizes the Commissioner to charge Deposit Account 23-1925 for the appropriate fee of \$180 as set forth in 37 C.F.R. § 1.97(c) for consideration of the information set forth in this disclosure statement.

Applicant requests to have these references included in the record of this application. Applicant further requests that the Examiner review the entire disclosure of each reference. It is believed that none of these references, alone or in proper combination, discloses or suggests the subject matter claimed by Applicant.

Applicant does not represent any of these references to be prior art and Applicant reserves the right to disqualify any references by the showing of an earlier date of invention, if appropriate.

Respectfully Submitted,



Kent E. Genin  
Reg. No. 37,834  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-7732